IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

COMPANY PETITION NO.316 OF 1980
WITH
COMPANY PETITION NOS.357 & 358 OF 1980

C.P. 316/80 :

S. Kamal & Co. ...Petitioner.
Vs.
Ellora Paper Mills Ltd. ...Respondent.

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C.P. 357/80 :

Sagar Paper Ind. ...Petitioner.
Vs.
Ellora Paper Mills Ltd. ...Respondent.

....

C.P. 358/80 :

S. Sitaram. ...Petitioner.
Vs.
Ellora Paper Mills Ltd. ...Respondent.

....

None present.

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CORAM: **DR. D.Y. CHANDRACHUD, J.**
11th April 2007.

P.C. :

These Petitions have been placed for directions before the Court. The Company Registrar has informed the Court that the proceedings are not traceable and in all probabilities the parties have lost interest in pursuing the proceedings. None of the

advocates appearing on behalf of the contesting parties are present. In these circumstances, it would be appropriate to pass the following order :

i) The Company Petitions are dismissed for want of prosecution;

ii) In the event that any of the Petitioners are interested in pursuing the proceedings arising out of the Company Petition, the learned advocate shall within a period of two weeks inform the Company Registrar and take steps within a period of four weeks thereafter for reconstructing the record. In that event, the Company Registrar shall place the Petitions before the Court for further directions;

iii) In the event that the Respondent company has already been wound up, the Petitioners would be at liberty to pursue its claims in liquidation.

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